

AMENDED IN SENATE AUGUST 12, 2013

AMENDED IN SENATE JULY 10, 2013

AMENDED IN SENATE JUNE 25, 2013

AMENDED IN ASSEMBLY MARCH 21, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 447

Introduced by Assembly Member Williams

February 19, 2013

An act to amend Section 66602 of the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 447, as amended, Williams. California State University: student trustees.

Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in this state. Under existing law, the trustees are composed of a total of 25 members, including 2 California State University students appointed by the Governor for 2-year terms. Existing law prohibits a student member from voting at a board meeting during the first year of his or her ~~term~~ *term, except as specified*.

The bill would authorize a student member to vote at a board meeting during the first year of his or her term if the other student member is absent from that meeting due to illness, a family emergency, or a medical emergency.

This bill would incorporate additional changes in Section 66602 of the Education Code, proposed by SB 325, to be operative only if SB 325 and this bill are chaptered and become effective on or before January 1, 2014, and this bill is chaptered last.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66602 of the Education Code is amended
2 to read:

3 66602. (a) The board shall be composed of the following five
4 ex officio members: the Governor, the Lieutenant Governor, the
5 Superintendent of Public Instruction, the Speaker of the Assembly,
6 and the person named by the trustees to serve as the Chancellor
7 of the California State University; a representative of the alumni
8 associations of the state university, selected for a two-year term
9 by the alumni council, California State University, which
10 representative shall not be an employee of the California State
11 University during the two-year term; and 16 appointive members
12 appointed by the Governor and subject to confirmation by
13 two-thirds of the membership of the Senate.

14 (b) (1) Two students from the California State University, who
15 shall have at least a junior year standing at the institutions they
16 attend, and who remain in good standing as students during their
17 respective terms, shall also be appointed by the Governor to serve
18 on the board for two-year terms.

19 (2) In the selection of students as members of the board, the
20 Governor shall appoint the students from lists of names of at least
21 two, but not more than five, persons furnished by the governing
22 board of any statewide student organization that represents the
23 students of the California State University and the student body
24 organizations of the campuses of the California State University.
25 Any appointment to fill a vacancy of a student member shall be
26 effective only for the remainder of the term of the ~~person's~~ *student*
27 *member's* office that became vacated.

28 (3) The term of office of one student member of the board shall
29 commence on July 1 of an even-numbered year and expire on June
30 30 two years thereafter. The term of office of the other student
31 member of the board shall commence on July 1 of an

1 odd-numbered year and expire on June 30 two years thereafter.
2 Notwithstanding paragraph (1), a student member who graduates
3 from his or her college or university on or after January 1 of the
4 second year of his or her term of office may serve the remainder
5 of the term.

6 (4) (A) During the first year of a student member's term, a
7 student member shall be a member of the board and may attend
8 all meetings of the board and its committees. At these meetings,
9 a student member may fully participate in discussion and debate,
10 but may not vote. During the second year of a student member's
11 term, a student member may exercise the same right to attend
12 meetings of the board, and its committees, and shall have the same
13 right to vote as the members appointed pursuant to subdivision
14 (a).

15 (B) Notwithstanding subparagraph (A), during the first year of
16 a student member's term, the student member may vote at a board
17 meeting if the other student member is absent from that meeting
18 due to illness, a family emergency, or a medical emergency.

19 (5) Notwithstanding paragraph (4), if a student member resigns
20 from office or a vacancy is otherwise created in that office during
21 the second year of a student member's term, the remaining student
22 member shall immediately assume the office created by the vacancy
23 and all of the participation privileges of the second-year student
24 member, including the right to vote, for the remainder of that term
25 of office.

26 (c) (1) A faculty member from the California State University,
27 who shall be tenured at the California State University campus at
28 which he or she teaches, shall also be appointed by the Governor
29 to serve on the board for a two-year term. In the selection of a
30 faculty member as a member of the board, the Governor shall
31 appoint the faculty member from a list of names of at least two
32 persons furnished by the Academic Senate of the California State
33 University.

34 (2) The faculty member of the board appointed by the Governor
35 pursuant to this subdivision shall not participate on any
36 subcommittee of the board responsible for collective bargaining
37 negotiations.

38 (3) The term of office of the faculty member of the board shall
39 commence on July 1, and shall expire on June 30 two years
40 thereafter.

1 *SEC. 1.5. Section 66602 of the Education Code is amended to*
2 *read:*

3 66602. (a) The board shall be composed of the following five
4 ex officio members: the Governor, the Lieutenant Governor, the
5 Superintendent of Public Instruction, the Speaker of the Assembly,
6 and the person named by the trustees to serve as the Chancellor
7 of the California State University; a representative of the alumni
8 associations of the state university, selected for a two-year term
9 by the alumni council, California State University, which
10 representative shall not be an employee of the California State
11 University during the two-year term; and 16 appointive members
12 appointed by the Governor and subject to confirmation by
13 two-thirds of the membership of the Senate.

14 (b) (1) Two students from the California State University, who
15 shall have at least ~~a junior~~ *sophomore* year standing at the
16 institutions they attend, and who remain in good standing as
17 students during their respective terms, shall also be appointed by
18 the Governor *to serve on the board* for two-year terms.

19 (2) In the selection of students as members of the board, the
20 Governor shall appoint the students from lists of names of at least
21 two, but not more than five, persons furnished by the governing
22 board of any statewide student organization that represents the
23 students of the California State University and the student body
24 organizations of the campuses of the California State University.
25 Any appointment to fill a vacancy of a student member shall be
26 effective only for the remainder of the term of the ~~person's~~ *student*
27 ~~member's~~ office that became vacated.

28 (3) The term of office of one student member of the board shall
29 commence on July 1 of an even-numbered year and expire on June
30 30 two years thereafter. The term of office of the other student
31 member of the board shall commence on July 1 of an
32 odd-numbered year and expire on June 30 two years thereafter.
33 Notwithstanding paragraph (1), a student member who graduates
34 from his or her college or university on or after January 1 of the
35 second year of his or her term of office may serve the remainder
36 of the term.

37 (4) (A) During the first year of a student member's term, a
38 student member shall be a member of the board and may attend
39 all meetings of the board and its committees. At these meetings,
40 a student member may fully participate in discussion and debate,

1 but may not vote. During the second year of a student member's
2 term, a student member may exercise the same right to attend
3 meetings of the board, and its committees, and shall have the same
4 right to vote as the members appointed pursuant to subdivision
5 (a).

6 *(B) Notwithstanding subparagraph (A), during the first year of*
7 *a student member's term, the student member may vote at a board*
8 *meeting if the other student member is absent from that meeting*
9 *due to illness, a family emergency, or a medical emergency.*

10 (5) Notwithstanding paragraph (4), if a student member resigns
11 from office or a vacancy is otherwise created in that office during
12 the second year of a student member's term, the remaining student
13 member shall immediately assume the office created by the vacancy
14 and all of the participation privileges of the second-year student
15 member, including the right to vote, for the remainder of that term
16 of office.

17 *(6) A student member shall have his or her tuition fee waived*
18 *for the duration of his or her term of office.*

19 (c) (1) A faculty member from the California State University,
20 who shall be tenured at the California State University campus at
21 which he or she teaches, shall also be appointed by the Governor
22 *to serve on the board* for a two-year term. In the selection of a
23 faculty member as a member of the board, the Governor shall
24 appoint the faculty member from a list of names of at least two
25 persons furnished by the Academic Senate of the California State
26 University.

27 (2) The faculty member of the board appointed by the Governor
28 pursuant to this subdivision shall not participate on any
29 subcommittee of the board responsible for collective bargaining
30 negotiations.

31 (3) The term of office of the faculty member of the board shall
32 commence on July 1, and shall expire on June 30 two years
33 thereafter.

34 *SEC. 2. Section 1.5 of this bill incorporates amendments to*
35 *Section 66602 of the Education Code proposed by both this bill*
36 *and Senate Bill 325. It shall only become operative if (1) both bills*
37 *are enacted and become effective on or before January 1, 2014,*
38 *(2) each bill amends Section 66602 of the Education Code, and*
39 *(3) this bill is enacted after Senate Bill 325, in which case Section*
40 *1 of this bill shall not become operative.*

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